

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE DISTRICT OF SOUTH CAROLINA
GREENWOOD DIVISION

The Estate of Latoya Nicole Valentine, by
and through Debra Grate, Personal
Representative and Debra Grate, in her
individual capacity,

Plaintiffs,

vs.

The State of South Carolina; the Office of
the Governor; Henry D. McMaster;
Nimrata Haley, also known as Nikki;
Joshua Backer; Christian Soura; S.C.
Department of Health and Human Services;
S.C. Department of Disabilities and Special
Needs; Pickens County Disabilities and
Special Needs Board; Robert Kerr; Patrick
Maley; Mary Poole; Lois Park Mole; Susan
Beck; Beverly Buscemi; Kathi Lacy;
William Barfield; Thomas Waring; Kerry
& Company; William Danielson; Elaine
Thena; John Owens; Diane Anderson;
Stanley Butkus; and Sam Waldrep,

Defendants.

C.A. No. 8:19-198-JFA

ORDER TO REMAND

This action was filed in State court and thereafter removed by the defendants to the United States District Court for the District of South Carolina. In a conference call conducted on the record on March 12, 2019, Patricia Harrison, counsel for the plaintiffs, agreed to voluntarily dismiss the claims from this case which were asserted under the Americans with Disabilities Act and the Rehabilitation Act. Removal of these two federal claims leaves nothing pending in the case but state law claims. Accordingly, the Court

hereby remands this action to the Court of Common Pleas for Pickens County, South Carolina, C/A No. 2018-CP-39-01274. This remand is with the clear understanding, as announced by Ms. Harrison at the March 12 hearing before this court, that she will never seek to amend the complaint in this case to once again assert any federal claims.

Additionally, Ms. Harrison agreed that any defendant who has not yet answered the complaint in this case shall have 30 days from the date of this order to file an answer or otherwise plead.

For the foregoing reasons, this action is remanded to state court. The Clerk shall forward the appropriate records to that court for further proceedings.

IT IS SO ORDERED.

March 14, 2019
Columbia, South Carolina

A handwritten signature in black ink, reading "Joseph F. Anderson, Jr." in a cursive script.

Joseph F. Anderson, Jr.
United States District Judge